
HOUSE BILL No. 1477

DIGEST OF INTRODUCED BILL

Citations Affected: IC 35-46-1-11.8.

Synopsis: Self-service cigarette displays. Prohibits a retail establishment from selling cigarettes through a self-service display.

Effective: July 1, 2007.

Mays

January 23, 2007, read first time and referred to Committee on Public Policy.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

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A BILL FOR AN ACT to amend the Indiana Code concerning criminal law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 35-46-1-11.8 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2007]: **Sec. 11.8. (a) As used in this section,**
4 **"self-service display" means a display that contains cigarettes in an**
5 **area where a customer:**

6 **(1) is permitted; and**

7 **(2) has access to the cigarettes without assistance from a sales**
8 **person.**

9 **(b) This section does not apply to a self-service display located**
10 **in a retail establishment that:**

11 **(1) has a primary purpose to sell cigarettes; and**

12 **(2) prohibits entry by persons who are less than eighteen (18)**
13 **years of age.**

14 **(c) The owner of a retail establishment that sells or distributes**
15 **cigarettes through a self-service display, other than a coin operated**
16 **machine operated under IC 35-46-1-11 or IC 35-46-1-11.5, commits**
17 **a Class C infraction.**



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- 1 (d) Notwithstanding IC 34-28-5-5(c), civil penalties collected
- 2 under this section must be deposited in the Richard D. Doyle youth
- 3 tobacco education and enforcement fund (IC 7.1-6-2-6).

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